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11 *Attorneys for Plaintiff, U.S. Bank National Association, as Trustee, Successor in Interest to Bank*
12 *of America, National Association as Successor by Merger to LaSalle Bank National Association,*
13 *as Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed*
14 *Certificates, Series 2005-HE6*

15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 U.S. BANK NATIONAL ASSOCIATION,
18 AS TRUSTEE, SUCCESSOR IN INTEREST
19 TO BANK OF AMERICA, NATIONAL
20 ASSOCIATION AS SUCCESSOR BY
21 MERGER TO LASALLE BANK
22 NATIONAL ASSOCIATION AS TRUSTEE
23 FOR CERTIFICATEHOLDERS OF BEAR
24 STEARNS ASSET BACKED SECURITIES I
25 LLC, ASSET-BACKED CERTIFICATES,
26 SERIES 2005-HE6,

27 Plaintiff,

28 vs.

FIDELITY NATIONAL TITLE GROUP,
INC.; FIDELITY NATIONAL TITLE
INSURANCE COMPANY; DOE
INDIVIDUALS I through X; and ROE
CORPORATIONS XI through XX, inclusive,

Defendants.

Case No.: 2:20-cv-01955-KJD-MDC

**STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND TO
FIDELITY'S MOTION FOR SUMMARY
JUDGMENT [ECF No. 72]**

(Fourth Request)

Plaintiff, U.S. Bank National Association, as Trustee, Successor in Interest to Bank of
America, National Association as Successor by Merger to LaSalle Bank National Association, as
Trustee for Certificateholders of Bear Stearns Asset Backed Securities I LLC, Asset-Backed
Certificates, Series 2005-HE6 ("U.S. Bank") and Defendant Fidelity National Title Insurance

1 Company (“Fidelity”), by and through their counsel of record, hereby stipulate and agree as
2 follows:

- 3 1. On September 25, 2023, Fidelity filed a Motion for Summary Judgment [ECF No. 72]
4 (“Motion”);
- 5 2. U.S. Bank’s deadline to respond to Fidelity’s Motion is currently January 15, 2023¹ [ECF
6 No. 82];
- 7 3. On October 12, 2023, the Nevada Supreme Court issued its opinions in *Deutsche Bank*
8 and *PennyMac*. See *Deutsche Bank*, 139 Nev. Ad. Rep. 45, 536 P.3d 915 (Nev. 2023);
9 *PennyMac*, 2023 Nev. Unpub. LEXIS 732 (Oct. 12, 2023). The remittitur in *PennyMac*
10 was issued on November 6, 2023.
- 11 4. On October 30, 2023, the appellant filed a Petition for Rehearing in *Deutsche Bank*. The
12 Petition for Rehearing was denied on November 13, 2023, and the Court issued the
13 remittitur in *Deutsche Bank* on December 8, 2023.
- 14 5. U.S. Bank, and its counsel, are still inventorying and analyzing whether and which cases
15 should be dismissed as a result of *Deutsche Bank*. Several matters have already been
16 dismissed or are in that process. It remains possible that the Parties can negotiate a
17 dismissal without expending additional resources. However, U.S. Bank’s counsel is set
18 to go out on maternity leave beginning the week of January 16, 2024 and has recently
19 been out of office due to pregnancy-related issues.
- 20 6. U.S. Bank’s counsel is therefore requesting a thirty day extension until Wednesday,
21 February 14, 2024, to file its response to the pending Motion;
- 22 7. Counsel for Fidelity does not oppose the requested extension;

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¹ January 15, 2024 is an observed holiday.

8. This is the fourth request for an extension which is made in good faith and not for purposes of delay.

IT IS SO STIPULATED.

DATED this 12th day of January, 2024.

DATED this 12th day of January, 2024.

WRIGHT, FINLAY & ZAK, LLP

EARLY SULLIVAN WRIGHT GIZER &
McRAE LLP

/s/ Lindsay D. Dragon

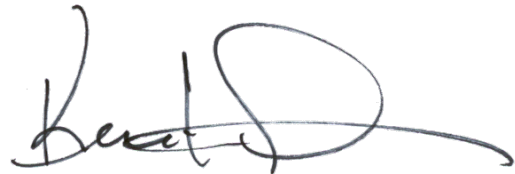
/s/ Sophia S. Lau

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IT IS SO ORDERED.

Dated: 01/12/2024



UNITED STATES DISTRICT COURT JUDGE
KENT J. DAWSON